

1 STANLEY G. HILTON, SBN 65990
 2 LAW OFFICES OF STANLEY G. HILTON
 3 STAVROS3589@aol.com
 4 580 California Street
 5 San Francisco, California 94104
 6 Telephone: (415) 786-4821
 7 Facsimile: (415) 439-4963

8 Attorneys for Plaintiff REGINA JIMENEZ

9 GIBSON, DUNN & CRUTCHER LLP
 10 ETHAN D. DETTMER, SBN 196046
 11 EDettmer@gibsondunn.com
 12 One Montgomery Street
 13 San Francisco, California 94104
 14 Telephone: (415) 393-8200
 15 Facsimile: (415) 986-5309

16 Attorneys for Defendant FINANCIAL INDUSTRY
 17 REGULATORY AUTHORITY, INC. f/k/a
 18 NATIONAL ASSOCIATION
 19 OF SECURITIES DEALERS, INC.

20 EDGERTON AND WEAVER LLP
 21 SAMUEL Y. EDGERTON III, SBN 127156
 22 SEdgerton@edgertonweaver.com
 23 2615 Pacific Coast Hwy., Suite 300
 24 Hermosa Beach, California 90254
 25 Telephone: (310) 937-2066
 26 Facsimile: (310) 937-2064

27 Attorneys for Defendants LAWRENCE IRA PROZAN
 28 DBA PROZAN FINANCIAL SERVICES,
 29 MULTI-FINANCIAL SECURITIES CORP.

30 UNITED STATES DISTRICT COURT

31 FOR THE NORTHERN DISTRICT OF CALIFORNIA

32 SAN FRANCISCO DIVISION

33 REGINA JIMENEZ,

34 Plaintiff,

35 v.

36 NATIONAL ASSOCIATION OF SECURITIES
 37 DEALERS, LAWRENCE IRA PROZAN DBA
 38 PROZAN FINANCIAL SERVICES, MULTI-
 39 FINANCIAL SECURITIES CORP.,

40 Defendants.

41 CASE NO. 07-03360-MJJ

42 **JOINT STATUS STATEMENT,
 43 STIPULATION AND
 44 [PROPOSED] SCHEDULING ORDER**

This Court entered an “Order re Status Statement” on October 1, 2007 [dkt. # 6] directing the parties to “file a joint statement detailing the current status of this action.” *Ibid.* (emphasis omitted). The parties hereby file this statement pursuant to that Order.

On July 30, 2007, the parties to this matter, plaintiff Regina Jimenez, defendant Financial Industry Regulatory Authority, Inc., formerly known as National Association of Securities Dealers, Inc. (“NASD”)¹, and defendants Lawrence Ira Prozan DBA Prozan Financial Services and Multi-Financial Securities Corporation (together, “Multi-Financial”) (NASD and Multi-Financial are referred to collectively herein as “Defendants”), entered into a stipulation agreeing to the following:

- 1) Ms. Jimenez wanted to amend her original complaint in this matter because a final arbitration award was entered in the underlying arbitration, after her original complaint was filed.
- 2) The Defendants' responses to Ms. Jimenez's original complaint were not yet due to be filed with the Court in the instant case.
- 3) Because Ms. Jimenez and the Defendants wished to avoid unnecessary expense and inconvenience, the Defendants did not need to answer or otherwise respond to Ms. Jimenez's original complaint, and could instead respond solely to any amended complaint that Ms. Jimenez may file.
- 4) Ms. Jimenez agreed to file and serve her amended complaint in this matter, if any, on or before August 10, 2007.
- 5) The Defendants would answer or otherwise respond to Ms. Jimenez's amended complaint (if any) on or before September 7, 2007.

Based on the parties' stipulation to the above matters, the Court entered the stipulation as an Order of the Court on August 4, 2007 [dkt. #4]. As of the date of this filing, Ms. Jimenez has not filed an amended complaint.

¹ On July 30, 2007, NASD changed its name to Financial Industry Regulatory Authority, Inc. For ease of reference, this statement continues to use the name "NASD."

1 Ms. Jimenez nevertheless still desires to file an amended complaint, and in light of this, the
2 parties stipulate as follows, and respectfully request that the Court enter an Order accordingly:

- 3 1) Ms. Jimenez may file her amended complaint in this matter, if any, on or
4 before October 22, 2007.
- 5 2) If Ms. Jimenez does file a timely amended complaint, Defendants may
6 answer or otherwise respond on or before November 19, 2007.
- 7 3) If Ms. Jimenez fails to file a timely amended complaint, this matter will be
8 dismissed, with prejudice, and the Court's file closed.
- 9 4) All scheduled Court dates and deadlines in this matter, with the exception
10 of the scheduled Case Management Conference, should be vacated until
11 such time that Defendants' motions to dismiss are heard and decided.
- 12 5) Counsel for Multi-Financial has a jury trial scheduled to proceed on
13 October 30, 2007, the date on which the Court has set the Case
14 Management Conference, and through the following week. Thus the
15 parties respectfully request that the Case Management Conference be
16 rescheduled for a date during the week of November 12, 2007.

17 SO STIPULATED.

18 DATED: October __, 2007

LAW OFFICES OF STANLEY G. HILTON

19 By: _____
20 Stanley G. Hilton

21 Attorneys for Plaintiff REGINA JIMENEZ

22 DATED: October 9, 2007

GIBSON, DUNN & CRUTCHER LLP

23 By: _____ /s/
24 Ethan D. Dettmer

25 Attorneys for Defendant NATIONAL ASSOCIATION
26 OF SECURITIES DEALERS, INC.
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14 Management Conference, and through the following week. Thus the
15 parties respectfully request that the Case Management Conference be
16 rescheduled for a date during the week of November 12, 2007.

17 SO STIPULATED,

18 DATED: October 8, 2007

LAW OFFICES OF STANLEY G. HILTON

19 By _____
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Stanley G. Hilton

Attorneys for Plaintiff REGINA JIMENEZ
GIBSON, DUNN & CRUTCHER LLP

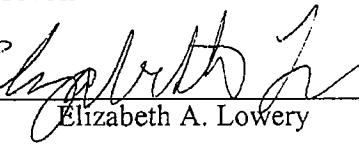
By _____
Ethan D. Dettmer

Attorneys for Defendant NATIONAL ASSOCIATION
OF SECURITIES DEALERS, INC.

1 DATED: October 5, 2007

EDGERTON AND WEAVER LLP

2 By:


Elizabeth A. Lowery

3
4 Attorneys for Defendants LAWRENCEIRA PROZAN
5 DBA PROZAN FINANCIAL SERVICES,
6 MULTI-FINANCIAL SECURITIES CORP.

7
8 PURSUANT TO STIPULATION, IT IS SO ORDERED.

9
10 DATED: _____, 2007

11 The Honorable Martin J. Jenkins
12 United States District Judge

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